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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH**

THE SCO GROUP, INC.

Plaintiff/Counterclaim-Defendant,

v.

INTERNATIONAL BUSINESS  
MACHINES CORPORATION,

Defendant/Counterclaim-Plaintiff.

**[PROPOSED] ORDER GRANTING EX  
PARTE MOTION FOR LEAVE  
TO FILE OVERLENGTH  
MEMORANDUM**

Case No. 2:03CV0294DAK

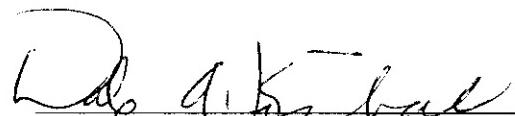
Honorable Dale A. Kimball  
Magistrate Judge Brooke C. Wells

This matter comes before the Court on the Ex Parte Motion of Plaintiff/Counterclaim-Defendant The SCO Group (“SCO”) for Leave to File Overlength Memorandum in Opposition

to Motion to Confine SCO's Claims to, and Strike Allegations in Excess of, the Final Disclosures ("Memorandum"). The Court, having considered the matter, hereby determines that good cause and exceptional circumstances exist and here ORDERS that SCO be granted leave to file its overlength Memorandum to consist 18 pages, exclusive of face sheet, table of contents and exhibits.

DATED: June 20, 2006.

BY THE COURT:



Honorable Dale A. Kimball

**CERTIFICATE OF SERVICE**

I hereby certify that on the 19<sup>th</sup> day of June, 2006, I caused to be served a true and correct copy of the foregoing [Proposed] **ORDER GRANTING PLAINTIFF'S EX PARTE MOTION FOR LEAVE TO FILE OVERLENGTH MEMORANDUM** by CM/ECF to the following:

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